

BEFORE THE  
ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION	)	DOCKET NO.
On Its Own Motion	)	07-0115
	)	
-vs-	)	&
	)	
INTERSTATE POWER AND LIGHT COMPANY	)	07-0208
	)	
Reconciliation of revenues	)	Consolidated
collected under Coal Tar riders	)	
with prudent costs associated with	)	
coal tar clean up expenditures.	)	

Springfield, Illinois  
Thursday, August 2, 2007

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

MR. J. STEPHEN YODER, Administrative Law Judge

APPEARANCES :

MS. JENNIFER MOORE  
Corporate Counsel  
200 First Street Southeast  
Cedar Rapids, Iowa 52401  
Ph. (319) 786-4219

(Appearing on behalf of  
Interstate Power and Light  
Company via teleconference)

SULLIVAN REPORTING COMPANY, by  
Carla J. Boehl, Reporter  
Ln. #084-002710

1 APPEARANCES: (Cont'd)

2 MS. THERESA EBREY  
3 Financial Analysis Division  
4 527 East Capitol Avenue  
5 Springfield, Illinois 62701

6 (Appearing on behalf of Staff of  
7 the Illinois Commerce  
8 Commission)

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1		<u>I N D E X</u>			
2					
3	<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
4	SONYA M. KESSINGER				
5	By Ms. Moore	18			
6	By Ms. Ebrey		23		
7	DEAN A. HARGENS				
8	By Ms. Moore	25			
9	THERESA EBREY				
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1     this for a status hearing with a possibility of being  
2     an evidentiary hearing if there were no contested  
3     issues.  It is my understanding the parties are ready  
4     to proceed to hearing today, is that right,  
5     Ms. Moore?

6             MS. MOORE:  Yes, Your Honor.

7             JUDGE YODER:  And, Ms. Ebrey, is Staff ready to  
8     proceed?

9             MS. EBREY:  Yes.

10            JUDGE YODER:  Ms. Moore, you have Ms. Kessinger  
11     and Mr. Hargens to testify?

12            MS. MOORE:  Correct, Your Honor.

13            JUDGE YODER:  And, Ms. Ebrey, you will be  
14     testifying?

15            MS. EBREY:  Correct.

16            JUDGE YODER:  Why don't I swear all three of  
17     you.  Would each of you stand and raise your right  
18     hands?

19                                 (Whereupon the witnesses were  
20                                 duly sworn by Judge Yoder.)

21            JUDGE YODER:  All right.  Ms. Moore, please  
22     proceed.

1 MS. MOORE: All right.

2 SONYA M. KESSINGER

3 called as a witness on behalf of Petitioner, having  
4 been first duly sworn, was examined and testified as  
5 follows:

6 DIRECT EXAMINATION

7 BY MS. MOORE:

8 Q. Ms. Kessinger, could you please state your  
9 full name and business address for the record.

10 A. Yes, my name is Sonya M. Kessinger. My  
11 business address is 4902 North Biltmore Lane, P.O.  
12 Box -- Madison, Wisconsin 53707.

13 Q. For whom do you work and in what capacity?

14 A. I work for Alliant Energy Corporate  
15 Services. I am a senior regulatory pricing analyst.

16 Q. And on whose behalf are you testifying?

17 A. I am testifying on behalf of Interstate  
18 Power and Light.

19 Q. And, Ms. Kessinger, do you have before you  
20 a document which has been marked for identification  
21 purposes Exhibit SMK 1.0 with associated Exhibits  
22 1.1, 1.2 and 1.3?

1           A.    Yes.

2           Q.    Was this prepared by you or under your  
3   direction?

4           A.    Yes, it was.

5           Q.    Do you have any additions or corrections  
6   that you would like to make to your testimony?

7           A.    Yes, we would like to enter -- I am not  
8   sure how to do this -- but the data request that we  
9   had talked about.

10          Q.    Sonya, can I back up?  This is for 07-0115.

11          A.    Oh, yes, right.  No, I do not.

12          Q.    If I were to ask you the same questions  
13   contained in that document, would your answers be the  
14   same?

15          A.    Yes.

16          Q.    And do you have before you what's been  
17   marked now as Exhibit SMK 3.0 and associated Exhibits  
18   1.1, revised exhibit -- excuse me, Exhibit 3.1 and  
19   Revised Exhibit 3.2 and Revised Exhibit 3.3?

20          A.    Yes, I do.

21          Q.    Was this prepared by you or under your  
22   direction?



1           A.    Yes, it was.

2           Q.    Do you have any additions or corrections  
3   that you would like to make at this time?

4           A.    No.

5           Q.    All right.  If I were to ask you the same  
6   questions today, would your answers be the same?

7           A.    Yes.

8           Q.    Now, Ms. Kessinger, did you also have an  
9   opportunity to review ICC Staff Exhibit 1.0?

10          A.    Yes, I did.

11          Q.    In that, are you familiar with the  
12   recommendations that Ms. Ebrey makes on page 6?

13          A.    Yes.

14          Q.    One of those recommendations is that  
15   Ms. Ebrey recommends that within seven days of  
16   transferring the funds of the over-recovery in this  
17   proceeding to Jo Carroll Energy, that IP would  
18   provide a copy of that documentation representing the  
19   transfer of funds to the manager of accounting.  Do  
20   you have any objections to that recommendation?

21          A.    No, I do not.

22          Q.    So the Company will commit to doing that?

1           A.    Yes.

2           Q.    And then do you also see her recommendation  
3   that within 30 days of the refund of the  
4   over-recovery that IPL would provide written  
5   notification to the manager of accounting?

6           A.    Yes.

7           Q.    And do you have any objections to that?

8           A.    No, I do not.

9           Q.    So IPL will go ahead and make that filing?

10          A.    Yes.

11          Q.    And then do you agree with Ms. Ebrey's  
12   recommendation of the approval of the accumulative  
13   over-recovery of \$53,040?

14          A.    Yes, I do.

15          MS. MOORE: Your Honor, at this time I move to  
16   enter into the record IPL Exhibit SMK 1.0 and the  
17   associated Exhibits 1.1, 1.2 and 1.3, and I believe,  
18   Your Honor, and I am not seeing it on my printout,  
19   but I believe one of the exhibits -- and I am going  
20   to have to look at the electronic copy, Your Honor,  
21   and I apologize for this one. It was filed  
22   proprietary, and I believe that was 1.2 and we would

1     like to afford that confidential treatment.

2             Excuse me, Your Honor.

3             JUDGE YODER:   Yes.

4             MS. MOORE:    I am misstating, it is in 3.0.

5             JUDGE YODER:   That's what I had marked.

6             MS. MOORE:    So I would strike that request for

7     the proprietary one on 1.2 and move on to move into

8     the record Exhibit SMK 3.0.  And then 3.1, I would

9     note that we filed a public and proprietary version

10    and ask that that be accorded confidential treatment,

11    and then SMK, the revised SMK 3.2 and 3.3.

12            JUDGE YODER:   Do you have any objection?

13            MS. EBREY:    No, but I do have some questions.

14            JUDGE YODER:   Well, I will just -- after your

15    cross I will address the answer of admissibility.

16    And just so we are clear on the record, Ms. Moore,

17    that Interstate will file in, I guess, changed or

18    revised exhibits showing this as 3.0 and the

19    accompanying exhibits, is that correct?

20            MS. MOORE:    Correct, Your Honor.

21            JUDGE YODER:   Show those as late-filed, okay.

22    Do you have any questions for Ms. Kessinger?

1 MS. EBREY: I do.

2 CROSS EXAMINATION

3 BY MS. EBREY:

4 Q. Ms. Kessinger, in your Exhibit 3.0, your  
5 direct testimony in the 07-0208 docket?

6 A. Yes.

7 Q. On page 4, lines 12 through 14, you discuss  
8 how the amount of the over-recovery would be  
9 refunded, how it would be allocated between the  
10 electric customers and the gas customers?

11 A. Yes.

12 Q. And then in a later Staff data request you  
13 indicated that the over-recovery would be allocated  
14 based on the total revenues collected through the  
15 February 2007 period, is that correct?

16 A. Yes, that's correct.

17 Q. So then do you agree that the amounts to be  
18 refunded to the electric customers should be the  
19 \$42,962 and the amount to the gas customers should be  
20 \$10,078? And those are the amounts that I showed on  
21 my Schedule 1.01.

22 A. Yes, I agree with that.

1 MS. EBREY: I just wanted to clarify what the  
2 amounts to be refunded to the classes of customers  
3 would be. So that's all.

4 JUDGE YODER: All right. Any other questions  
5 for Ms. Kessinger, Ms. Moore?

6 MS. MOORE: No, Your Honor.

7 JUDGE YODER: All right, then. We will -- you  
8 still didn't have any objection then?

9 MS. EBREY: No.

10 JUDGE YODER: Admit into evidence Interstate  
11 Exhibits SMK 1.0 with accompanying Exhibits SMK 1.1,  
12 1.2 and 1.3 and we will admit into evidence what will  
13 be revised and filed as late-filed Interstate  
14 Exhibits SMK 3.0 with Exhibit 3.1 Confidential, 3.2  
15 and 3.3 which will be revised from the original  
16 formats.

17 (Whereupon Interstate Exhibits  
18 SMK 1.0, 1.1, 1.2, 1.3, 3.0, 3.1  
19 Confidential, 3.2 and 3.3 were  
20 admitted into evidence.)

21 Any other testimony then, Ms. Moore?

22 MS. MOORE: Yes. This time I would like to

1 call Mr. Dean Hargens.

2 DEAN A. HARGENS

3 called as a witness on behalf of Petitioner, having  
4 been first duly sworn, was examined and testified as  
5 follows:

6 DIRECT EXAMINATION

7 BY MS. MOORE:

8 Q. Dean, could you please state your name and  
9 business address for the record.

10 A. Yes, my name is Dean A. Hargens, business  
11 address is 200 First Street Southeast, Cedar Rapids,  
12 Iowa 90406.

13 Q. For whom do you work and in what capacity?

14 A. I am employed by Alliant Corporate Services  
15 and I am a senior environmental consultant.

16 Q. And on whose behalf are you testifying?

17 A. Interstate Power and Light Company.

18 Q. Mr. Hargens, do you have your prepared  
19 direct testimony in front of you that was filed on  
20 March 27 in Docket Number 07-0155 which has been  
21 marked for identification purposes as 2.0?

22 A. Yes.

1           Q.    Was that prepared by you or under your  
2   direction?

3           A.    Yes, it was.

4           Q.    Did you have any corrections that you would  
5   like to make to your testimony at this time?

6           A.    No, I do not.

7           Q.    If I were to ask you the questions that are  
8   contained in that testimony, would you provide the  
9   same answers today?

10          A.    Yes.

11          Q.    And, Mr. Hargens, do you recollect  
12   responding to Staff's data request SVR 001 -- 001  
13   through SVR 002?

14          A.    Yes.

15          Q.    And those were either prepared by you or  
16   under your direction?

17          A.    Yes.

18          Q.    And, Mr. Hargens, do you also have in front  
19   of you what has now been labeled IPL Exhibit DAH 4.0  
20   that was filed in 07-0208 on May 17, 2007?

21          A.    Yes, I believe so.

22          Q.    Was that testimony prepared by you or under

1 your direction?

2 A. Yes, it was.

3 Q. Do you have any additions or corrections  
4 you wish to make to that testimony?

5 A. No, I do not.

6 Q. If I were to ask you the questions that  
7 were contained in that testimony, would your answers  
8 be the same?

9 A. Yes.

10 Q. And, Mr. Hargens, did you also answer a  
11 second set of data requests, SER 001 through SER  
12 0022?

13 A. Yes.

14 MS. MOORE: Your Honor, at this time I would  
15 move to enter into the record IPL Exhibit DAH 2.0 and  
16 IPL Exhibit DAH 4.0 with leave to file late-filed 2.1  
17 and 4.1 which reflects the responses that Mr. Hargens  
18 made to Staff data request SER 001 through 0022 and  
19 when we file the late-filed exhibit they will both  
20 have a proprietary and public version and we would  
21 ask that those be afforded proprietary treatment as  
22 well?



1 JUDGE YODER: Do you have any questions of Mr.  
2 Hargens?

3 MS. EBREY: No, I don't.

4 JUDGE YODER: Do you have any objection to the  
5 admission of his exhibits as indicated?

6 MS. EBREY: No.

7 JUDGE YODER: I should ask do you have any  
8 objection to those being granted confidential  
9 treatment, those exhibits?

10 MS. EBREY: No.

11 JUDGE YODER: And, Ms. Moore, I think it was  
12 originally Exhibit 2 in the -0208 docket, that will  
13 be refiled as Exhibit 4 in the consolidated, is that  
14 correct?

15 MS. MOORE: Correct, Your Honor.

16 JUDGE YODER: All right. Then, IPL Exhibit DAH  
17 2.0 with late-filed Exhibit 2.1 and IPL Exhibit DAH  
18 4.0 to be late-filed with a late-filed Exhibit 4.1  
19 are admitted into evidence in this docket, and the  
20 exhibits will be accorded confidential treatment, the  
21 Exhibits 2.1 and 4.1.

22 (Whereupon IPL Exhibits DAH 2.0,

1                               2.1 Confidential, 4.0 and 4.1  
2                               Confidential were admitted into  
3                               evidence.)

4                               Anything further on behalf of Interstate  
5 Power and Light, Ms. Moore?

6                               MS. MOORE: No, Your Honor.

7                               JUDGE YODER: Anything to present on behalf of  
8 Staff?

9                               STATEMENT

10                              BY MS. EBREY: Yes. My name is Theresa Ebrey.  
11 I am an accountant in the Accounting Department of  
12 the Financial Analysis Division at the Illinois  
13 Commerce Commission. I prepared a document marked as  
14 ICC Staff Exhibit 1.00, titled Direct Testimony of  
15 Theresa Ebrey consisting of a cover page, seven pages  
16 of text, Attachment A which is the Company's response  
17 to Staff Data Request TEE 008 and attached Schedule  
18 1.01. All of these were filed on the e-Docket system  
19 on July 16, 2007. I have no corrections to make to  
20 that prefiled testimony. If I were to be asked the  
21 same questions today, my responses would be the same  
22 and I would offer this document for admission into

1 the record.

2 JUDGE YODER: Any questions or cross  
3 examination of Ms. Ebrey, Ms. Moore?

4 MS. MOORE: No, Your Honor.

5 JUDGE YODER: Any objection to the admission of  
6 her testimony with the attachment and exhibit into  
7 evidence?

8 MS. MOORE: No, Your Honor.

9 JUDGE YODER: All right. Those will be  
10 admitted then into evidence in this docket.

11 (Whereupon ICC Staff Exhibit  
12 1.00 with Attachment A and  
13 Schedule 1.01 was admitted into  
14 evidence.)

15 Anything further on behalf of Staff?

16 MS. EBREY: No.

17 JUDGE YODER: Okay. I will have the record  
18 marked heard and taken then.

19 MS. MOORE: The only procedural note, Your  
20 Honor, is that I would try to have -- let me get a  
21 calendar in front of me -- a proposed order for Staff  
22 to review, and then we would propose to file that as

1 well in this docket, if that's all right.

2 MS. EBREY: That sounds fine.

3 MS. MOORE: So, Theresa, why don't I try to get  
4 that to you on the 20th of August and then how much  
5 time do you think you need?

6 MS. EBREY: I should be able to get it turned  
7 around easily within that week.

8 MS. MOORE: So, Your Honor, just to make sure  
9 that everything is okay, why don't we just say we  
10 will try to get you a draft proposed order on or  
11 before August 31.

12 JUDGE YODER: That's fine with me.

13 MS. MOORE: And I apologize, I have some  
14 hearings in Minnesota that last week, so I just want  
15 to some time in case we can't get it filed on a  
16 certain date.

17 JUDGE YODER: All right then. That's fine.  
18 I'll look for it around the end of the month.

19 Anything else then before we break,  
20 Ms. Moore?

21 MS. MOORE: Nothing further from the Company,  
22 Your Honor.

1 JUDGE YODER: Anything further, Ms. Ebrey?

2 MS. EBREY: This is the final coal tar  
3 reconciliation for Interstate. It is sad.

4 MS. MOORE: I know. I thought at this point  
5 you would be so frustrated with us that I thought you  
6 would be happy. But, no, it has been great to work  
7 with you Theresa.

8 MS. EBREY: Thank you.

9 JUDGE YODER: That's on the record. Okay,  
10 thank you, all.

11 HEARD AND TAKEN

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